

House File 200 - Introduced

HOUSE FILE 200

BY WOLFE

A BILL FOR

1 An Act relating to county mental health and disabilities
2 services fund levies for the fiscal year beginning July 1,
3 2013, and including effective date provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.424A, subsection 7, as enacted by
2 2012 Iowa Acts, chapter 1120, section 132, is amended to read
3 as follows:

4 7. Notwithstanding subsection 5, for the fiscal years
5 beginning July 1, 2013, and July 1, 2014, county revenues from
6 taxes levied by the county and credited to the county services
7 fund shall not exceed the lower of the following amounts:

8 a. The amount of the county's base year expenditures for
9 mental health and disabilities services.

10 b. The amount equal to the product of the statewide per
11 capita expenditure target for the fiscal year beginning July
12 1, 2013, multiplied by the county's general population for the
13 same fiscal year. However, for the fiscal year beginning July
14 1, 2013, if the amount in paragraph "a" is greater than the
15 amount in this paragraph and the board of supervisors adopts a
16 resolution declaring that additional funding is necessary for
17 the county to maintain the funding for the service populations
18 or for the level of services specified in the county's approved
19 management plan for the county's mental health, intellectual
20 disability, and developmental disabilities services system
21 under section 331.439 for the fiscal year, the amount in
22 paragraph "a" shall apply.

23 Sec. 2. FISCAL YEAR 2013-2014 SERVICES FUND LEVIES. If
24 this Act is enacted after a county has adopted the budget
25 and certificate of taxes for the fiscal year beginning July
26 1, 2013, in accordance with section 331.434, the county may
27 amend the budget to increase expenditures of county revenues
28 from taxes as authorized in section 331.424A, subsection 7,
29 as enacted in this Act, and recertify taxes to reflect the
30 increased amount to be credited to the county's services fund,
31 as provided in section 331.424A, subsection 7, as enacted
32 in this Act. A budget amendment and tax recertification
33 undertaken pursuant to this section is not subject to the
34 provisions of section 331.435 or 331.436 or any other provision
35 in law authorizing a county to exceed or increase a property

1 tax levy limit.

2 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
3 immediate importance, takes effect upon enactment.

4

EXPLANATION

5 This bill relates to the mental health and disabilities
6 services (MH/DS) fund levy for FY 2013-2014. Under Code
7 section 331.424A, as amended by 2012 Iowa Acts, chapter 1120
8 (S.F. 2315), the county levy for the MH/DS services fund for
9 FY 2013-2014 and FY 2014-2015 cannot exceed the lower of the
10 following two amounts: the county's base year expenditures for
11 MH/DS, as adjusted for state property tax relief paid in FY
12 2008-2009 or the statewide expenditure target amount of \$47.28
13 multiplied by the county's general population.

14 For FY 2013-2014 the bill allows a county that adopts a
15 resolution declaring that additional funding is necessary for
16 the county to maintain the funding for service populations or
17 for the level of services specified in the county's approved
18 management plan for the county's MH/DS services system to use
19 the higher of the two amounts.

20 The bill takes effect upon enactment. If the enactment
21 date is after a county has adopted its budget and certificate
22 of taxes for FY 2013-2014, the county may amend its budget to
23 apply the new levy limitation, and the amendment is not subject
24 to protest or to the statutory time periods otherwise applied
25 to a county budget amendment.